

***UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO***

Eastern Division

**SCOTT D. PHILLIPS,
Petitioner,**

JUDGMENT IN A CIVIL CASE

v.

**CLIFFORD SMITH, Warden,
Respondent.**

**CASE NO. C2-07-833
JUDGE EDMUND A. SARGUS, JR.
MAGISTRATE JUDGE MARK R. ABEL**

____ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

X **Decision by Court.** A decision has been rendered by the Court without a hearing or trial.

Pursuant to the OPINION AND ORDER filed January 13, 2009, JUDGMENT is hereby entered DISMISSING this action.

Date: January 13, 2009

JAMES BONINI, CLERK

/s/ Andy F. Quisumbing
(By) Andy F. Quisumbing
Courtroom Deputy Clerk